

ing the sinking funds and the great number of bills upon the calendars of the Senate and House, create an emergency and a public necessity exists that the constitutional rule requiring bills to be read on three several days be suspended, and it is so enacted."

Adopted.

By Senator Terrell:

Amend by inserting "or city" after the word "county," line 17, page 2.

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Lewis the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—26.

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Neal.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Stone.
Johnson.	Terrell.
Kerr.	Turney.
Lewis.	Wayland.
Lloyd.	Yantis.
McGee.	Yett.

Absent—Excused.

Davidson.

Bill read third time and passed.

Senator Atlee moved to recommit Senate bill No. 11 to Judiciary Committee No. 1.

Recommitted.

On motion of Senator Potter, Senate bill No. 44, was made special order for next Tuesday, after morning call.

Senator Kerr moved to adjourn until next Monday at 10 o'clock.

Senator James moved to adjourn until tomorrow at 10 o'clock.

Question being put on the longest time first, the motion of Senator Kerr was adopted, and the Senate adjourned until next Monday at 10 o'clock.

#### FIFTEENTH DAY.

Senate Chamber,

Austin, Texas, Monday, Jan. 30, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called: No quorum present, the following Senators answering to their names:

Atlee.	Dibrell.
Davidson.	Goss.

8—Senate

Gough.  
Greer.  
Grinnan.  
James.  
Johnson.  
Kerr.  
Linn.  
Lloyd.

McGee.  
Miller.  
Morriss.  
Odell.  
Potter.  
Ross.  
Turney.  
Wayland.

Absent.

Burns.  
Hanger.  
Lewis.  
Neal.  
Sebastian.

Stafford.  
Stone.  
Terrell.  
Yantis.  
Yett.

Absent—Excused.

Patterson.

Senator James moved a call of the Senate for the purpose of securing a quorum.

Motion duly seconded, the following Senators answering to their names:

Atlee.	Kerr.
Burns.	Linn.
Davidson.	Lloyd.
Dibrell.	McGee.
Goss.	Miller.
Gough.	Morriss.
Greer.	Potter.
Grinnan.	Ross.
James.	Turney.
Johnson.	Wayland.

Absent.

Hanger.	Stafford.
Lewis.	Stone.
Neal.	Terrell.
Odell.	Yantis.
Sebastian.	Yett.

Absent—Excused.

Patterson.

No quorum being present, the Sergeant-at-Arms was instructed to bring in the absentees.

Senator Lewis was announced. Quorum present.

Call suspended.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of last Friday,

On motion of Senator Ross, the same was dispensed with.

The Chair gave notice of signing and did sign in the presence of the Senate, after its caption had been read,

House bill No. 11, being a bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Duval county; to conform the jurisdiction of the District Court of said county thereto, and to repeal all laws in conflict herewith."

## EXCUSED.

On motion of Senator Wayland, Senators Hanger and Sebastian were excused for today on account of important business.

## COMMITTEE REPORTS.

Committee Room,  
Austin, Texas, Jan. 25, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 31, being "An Act to provide a final method of publishing notices and reports required by law to be published by commissioners courts of the various counties of the State, to be effective in all cases where said courts are unable to secure publication thereof in the manner and for the price now provided by law therefor,"

And find the same correctly engrossed.  
JAMES, Chairman.

Committee Room,  
Austin, Texas, Jan. 27, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 34, being "An Act to require city and county treasurers to report condition of interest and sinking fund to the State Comptroller, to prohibit them from diverting said funds and providing penalties,"

And find the same correctly engrossed.  
JAMES, Chairman.

Committee Room,  
Austin, Texas, Jan. 27, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 29, being "An Act to provide for jointly suing common carriers,"

And find the same correctly engrossed.  
JAMES, Chairman.

Committee Room,  
Austin, Texas, Jan. 30, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 30, being a bill to be entitled "An Act to define libel and privileged communications and publications, and to more effectually secure

the liberty of the press, and to prevent abuses in exercising such liberty of the press,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

Committee Room,  
Austin, Texas, Jan. 30, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 39, being a bill to be entitled "An Act to provide for the payment of tax assessors for taking agricultural statistics, in the several counties, where they were taken, for the year 1895, and making appropriations therefor,"

Have had the same under consideration, and I am instructed to report the same back to the house with the recommendation that it *do pass*.

DIBRELL, Chairman.

Committee Room,  
Austin, Texas, Jan. 30, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 41, being a bill to be entitled "An Act making appropriations for deficiencies in the appropriations heretofore made for the payment of expenses in support of the State government for the years beginning March 1, 1897, and ending February 28, 1899, registered in the Comptroller's office, and for other deficiencies,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the substitute bill by the committee *do pass*.

All of which is respectfully submitted.

DIBRELL, Chairman.

Substitute Senate bill No. 41 (by committee):

A bill to be entitled "An Act making appropriations for deficiencies in the appropriations heretofore made for payment of expenses in support of the State government for the years beginning March 1, 1897, and ending February 28, 1899, registered in the Comptroller's office and for other deficiencies."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following sums, or so much thereof as may be necessary, be and the same are hereby appropriated

out of any money in the treasury, not otherwise appropriated, for deficiencies incurred in support of the State government for the period beginning March 1, 1897, and ending February 28, 1899, and for previous years.

Deficiencies under Article 2828, Revised Statutes, 1895.

#### JUDICIARY DEPARTMENT.

	Registered.	Estimated.
Fees of county judges, justices of the peace, sheriffs and constables, examining trials, for year ending February 28, 1898..	\$12,842 05	\$ 157 95
Fees of county judges, justices of the peace, sheriffs and constables, examining trials, for year ending February 28, 1899..		10,000 00
For expenses of attached witnesses for the year ending February 28, 1898..	89,359 75	640 27
For expenses of attached witnesses for the year ending February 28, 1899..	37,604 79	37,395 21

#### COURT OF CRIMINAL APPEALS.

Clerks fees in felony cases for the year ending February 28, 1898 .....	220 00	
Clerks fees in felony cases for the year ending February 28, 1899 .....		500 00
Contingent expenses for year ending February 28, 1898 .....	59 75	

Deficiencies.—Under Chapter 46, General Laws of 1897.

#### JUDICIARY.—COURT OF CIVIL APPEALS, FIRST DISTRICT.

Postage for year ending February 28, 1898.....	30 00	45 00
Postage for year ending February 28, 1899.....	57 00	18 00

#### Registered. Estimated.

Contingent expenses for year ending February 28, 1898 .....	46 45	28 55
Contingent expenses for year ending February 28, 1899 .....	45 32	54 68

#### COURT OF CIVIL APPEALS, SECOND DISTRICT.

Postage for year ending February 28, 1898 .....	78 00	47 00
Postage for year ending February 28, 1899 .....	16 40	108 60
Books and stationery for year ending February 28, 1898 .....	17 48	57 52
Contingent expenses for year ending February 28, 1898 .....	9 56	40 44
Contingent expenses for year ending February 28, 1899 .....	100 00	

#### COURT OF CIVIL APPEALS, THIRD DISTRICT.

Postage for year ending February 28, 1898 .....	85 25	39 75
Postage for year ending February 28, 1899 .....	41 40	83 60

#### COURT OF CIVIL APPEALS, FIFTH DISTRICT.

Postage for year ending February 28, 1898 .....	50 00	
Postage for year ending February 28, 1899 .....	50 00	

#### RAILROAD COMMISSION.

For pay of experts for the year ending February 28, 1899 .....	3,180 00	
Postage for year ending February 28, 1899 .....	500 00	

#### ORPHAN'S ASYLUM.

For maintenance for year ending February 28, 1899 .....	3,329 46	3,291 04
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#### CONFEDERATE HOME.

For maintenance for year ending		
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## QUARANTINE DEPARTMENT.

	Registered.	Estimated.
February 28, 1899 .....	6,500 00	
Maintenance for year ending February 28, 1898 .	2,991 62	508 38
Maintenance for year ending February 28, 1899..	856 97	6,643 03

## DEPARTMENT OF EDUCATION.

For printing, etc., for year ending February 28, 1899 .....	750 00
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## PAY OF SPECIAL JUDGES.

Articles 4841 and 4842, Revised Statutes, 1895.

Pay for special judges commissioned by the Governor, and also for special judges elected by bar, for the two years ending February 28, 1899 .....	15,000 00
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## STENOGRAPHERS OF VARIOUS COURTS OF CIVIL APPEALS.

For pay of stenographers under Article 1012, Revised Civil Statutes of 1895, being the difference of the salaries provided for by law and the appropriations actually made for the two years previous to February 28, 1897...	4,300 00
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Sec. 2. Whereas, there being no appropriation to pay claims against the State herein provided for, which are outstanding and are legal claims against the State, creates an emergency and an imperative public necessity which justifies the suspension of the constitutional rule which requires bills to be read on three several days in each house, and this act should take effect from and after its passage, and it is so enacted.

## PETITIONS AND MEMORIALS.

Senator Grinnan sent up the following memorial, which on motion of Senator

Gough was ordered printed in the Journal:

*To the Honorable President of the Senate of the State of Texas, Austin, Texas.*

DEAR SIR: In accordance with instructions given me by the Baptist General Convention of Texas in Regular Session, October 11th, 1898, I herein transmit to you the attached paper, which is self-explanatory. I beg leave to present this communication through the courtesy of my esteemed friend, the Honorable Senator, Arch Grinnan.

Your obedient servant,

(Signed) A. E. BATEN,

Recording Secretary, Baptist General Convention.

Brownwood, Texas, Jan. 23rd, 1899.

## Report on the Liquor Traffic.

(Unanimously adopted by the Baptist General Convention of Texas, October 11th, 1898.)

Your committee on our attitude toward the liquor traffic would report in a two-fold manner:

1st. What our real attitude is. 2nd. What it ought to be.

Our real attitude is exceedingly mild, when we consider the great menace of this traffic to our social fabric, to the political world, and to the religion of our Lord Jesus Christ.

The liquor traffic destroys more lives and property than flood, fire, pestilence and war, all combined. It has been truly called the "matchless evil." It is impossible to estimate its evils. Yet we have treated it as though all this array of facts, and hundreds of others that might be stated, were not facts.

What ought to be our attitude towards this monster evil? There can be but one answer, viz.: We should fight it to its everlasting death. War, ceaseless, truceless war. We should invite the co-operation of all Christians and all good people, and organize as the enemy has organized, for a warfare that will know no failure, but will never cease till victory has perched upon our prohibition banner. In view of the above facts we recommend the following resolutions:

1st. That this body representing 200,000 Baptists, memorialize the next Legislature of Texas to so amend the liquor laws as to prohibit the operating of barber shops and restaurants in connection with saloons.

2nd. That the secretary of this convention be hereby instructed to transmit

a copy of this paper to the presiding officer of the next Legislature.

G. B. ROGERS,  
W. R. SELVIDGE,  
A. L. GERRISH,  
Committee.

The Chair laid before the Senate the following memorials:

Memorial of Frank W. Bentley and one hundred and thirteen other citizens of Irion county, praying for relief against depredations of prairie dogs.

Read, and referred to Committee on Stock and Stock-raising.

Letter of J. Wm. Buckaw of Twohig, to Governor Joseph D. Sayers, asking for relief against wolves.

Read, and referred to Committee on Stock and Stock-raising.

Memorial of E. B. Carver and other citizens of Clay county, asking for relief against prairie dogs.

Read, and referred to Committee on Stock and Stock-raising.

# Sacred to the Memory of E. D. Linn.

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## Resolution

By Senator Davidson:

Resolved, That we learn with sorrow and profound regret of the death of Hon. E. D. Linn of Victoria, Texas, an ex-Senator of the State of Texas, and

Resolved, That in the death of ex-Senator Linn, the State has lost a distinguished, worthy and valuable citizen; a native Texan whose father and mother were of the earliest settlers of this State, and a man who has spent his entire manhood in assisting in the upholding of the State and community in which he lived, and

Resolved, That when the Senate adjourns today, it adjourn until Tuesday at ten o'clock out of respect to his memory, and that the family of the deceased be furnished with a copy of these resolutions as an expression of our sincere sympathy and condolence.

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On motion of Senator Ross the resolution was unanimously adopted by a rising vote.

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Senator Atlee moved that a page of today's Journal be set aside for the above resolution.

Adopted.

## BILLS AND RESOLUTIONS.

By Senator Potter:

Senate Joint Resolution No. 2, A Joint Resolution empowering the Governor of the State of Texas, together with the Commissioner of the General Land Office of said State, to employ four additional clerks, or so many thereof as may be necessary, to tabulate the account of in the General Land Office between the State of Texas and the permanent school fund; and providing for the ascertainment of the amount of public domain of the State of Texas at the time of the adoption of the Constitution of 1876, and what has been done with same; and showing the present condition of the account between the State of Texas and the permanent school fund growing out of their landed interests, and making an appropriation therefor.

Read first time, and referred to Committee on Public Lands and Land Office.

Senator Potter offered the following resolution:

Whereas, There is a large amount of indebtedness due to the school fund from persons and corporations who have heretofore purchased school lands and failed to pay therefor, and

Whereas, The contracts showing the same are on file in the General Land Office and have not been collected because it is claimed it was not made the duty of any special person or department to make said collection, which said indebtedness is long since due the said school fund, therefore be it

Resolved, That the Commissioner of the General Land Office be requested and directed to prepare a tabulated statement of said indebtedness and furnish same to the Senate within as short a time as possible, such statement to show the name of the purchaser and the amount of the contract and the date of its maturity, to the end that some provision may be made, by law, providing for, or directing, the collection of said amount.

The Secretary of the Senate is directed to furnish said commissioner with a copy hereof.

Adopted.

By Senator Atlee:

Senate bill No. 88, A bill to be entitled "An Act to amend Article 882, of Chapter 11, Title XVII, of the Penal Code, relating to theft of animals and repeal Article 883 thereof."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Atlee:

Senate bill No. 89, A bill to be entitled

"An Act to amend Articles 870 and 873, of Chapter 1, Title XXV, of the Revised Civil Statutes, relating to county finances, and to add to said chapter and title, Article 871a, so as to make the law applicable to municipal corporations."

Read first time, and referred to Judiciary Committee No. 1.

By Senator James:

Senate bill No. 90, A bill to be entitled "An Act declaring the theft of cotton of the value of twenty dollars or over a felony, and under the value of twenty dollars a misdemeanor, and affixing a penalty thereto."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Grinnan:

Senate bill No. 91, A bill to be entitled "An Act for the appointment of a receiver to take charge, control and management of all the property and assets of any railroad company when the enforcement of any of the freight or tariff rates fixed by the Railroad Commission is or has been enjoined by suit in any court, State or Federal."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Lewis:

Senate bill No. 92, A bill to be entitled "An Act to amend Article 3893, Chapter 6, Title LXXXVI, of the Revised Civil Statutes of the State of Texas, 1895, relating to the investment of the permanent school fund of the State of Texas in county bonds."

Read first time, and referred to Committee on Finance.

By Senator Dibrell:

Senate Joint Resolution No. 3, Establishing a commission to be known as the Tax Commission, whose duty it shall be to formulate measures looking to a fair and equitable imposition of taxes and to their more certain and economical collection, and also to a better and safer system for the disbursement of the public money, and to report the same to the Legislature; and making an appropriation for the expenses of such commission.

Read first time, and referred to Committee on Finance.

Call concluded.

## SPECIAL ORDER.

The Chair laid before the Senate, special order for this hour,

Senate bill No. 16, A bill to be entitled "An Act to amend Articles 3763, 3764, 3765, 3766, 3767, 3768 and 3770, Title LXXXI, of the Revised Civil Statutes of the State of Texas, and to add thereto

Articles 3776a and 3776b, providing penalties for the breach of said title regulating the practice of pharmacy within the State of Texas."

Pending action, Senator Morriss moved to postpone further consideration of the bill until tomorrow after special orders have been disposed of.

Postponed.

#### BILLS ON THIRD READING.

The Chair laid before the Senate, Senate bill No. 4, A bill to be entitled "An Act to amend Title III, Chapter 1, of the Criminal Code of the State of Texas, by adding Articles 79, 80, 81, 82, 83, 84, 85, 86 and 87, and repealing Chapters 2, 3 and 4, of said title, to make accomplices and accessories principal offenders," action being on third reading.

Bill read third time and passed.

The Chair laid before the Senate, Senate bill No. 27, A bill to be entitled "An Act to define 'Legal' and 'Conventional' interest, to create the distinction between the same, and regulate the rate of interest thereof on contracts and judgments, to provide pains and penalties, to prevent usury, and to repeal all laws in conflict with this act," action being on third reading.

Pending action, on motion of Senator Miller the bill was laid on the table subject to call.

#### BILLS ON SECOND READING.

On motion of Senator Greer the regular order was suspended and the Chair laid before the Senate,

Substitute Senate bill No. 45, being a bill to be entitled "An Act to amend Article 4471, of Chapter 8, Title XCIV, of the Revised Civil Statutes of the State of Texas of 1895, so as to permit railroads and other corporations having the right of eminent domain to enter upon and take possession of property sought to be condemned pending litigation, upon the payment or security of the award, of the commissioners appointed to appraise, and costs; and the deposit of money sufficient to cover additional damages that may be adjudged, and the giving of a bond for further costs; and to repeal all laws in conflict herewith."

Committee substitute read and adopted.

Question being on engrossment, bill was ordered engrossed.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Kerr.
Burns.	Lewis.
Davidson.	Linn.
Dibrell.	Lloyd.
Goss.	McGee.
Gough.	Miller.
Greer.	Morriss.
Grinnan.	Potter.
James.	Turney.
Johnson.	Wayland.

Nays—1.

Ross.

Absent.

Hanger.	Stafford.
Lewis.	Stone.
Neal.	Terrell.
Odell.	Yantis.
Sebastian.	Yett.

Absent—Excused.

Patterson.

Bill read third time and passed by following vote:

Yeas—21.

Atlee.	Kerr.
Burns.	Lewis.
Davidson.	Linn.
Dibrell.	McGee.
Goss.	Miller.
Gough.	Morriss.
Greer.	Potter.
Grinnan.	Ross.
James.	Turney.
Johnson.	Wayland.

Absent.

Hanger.	Stafford.
Lewis.	Stone.
Neal.	Terrell.
Odell.	Yantis.
Sebastian.	Yett.

Absent—Excused.

Patterson.

Senator Greer moved to reconsider the vote by which the bill passed and lay that motion on the table.

Tabled.

On motion of Senator Atlee the regular order was suspended and the Chair laid before the Senate,

Senate bill No. 79, A bill to be entitled "An Act to amend Section 6 of an act approved May 6th, 1897, for the establishment of a public park on the site of the battle field of San Jacinto, and providing for the purchase and condemnation of a sufficient amount of land upon which to establish said park, and making an appropriation therefor so as to extend the time within which the commissioners may make their final report under the provisions of the act."

Pending action the Chair announced



that the hour had arrived for the Executive Session as provided for by motion of last Friday.

#### AFTER EXECUTIVE SESSION.

In Executive Session the following confirmations were made:

##### STATE HEALTH OFFICER.

W. F. Blunt of Caldwell county.

##### BOARD OF PARDON ADVISERS.

R. K. Smoot of Travis county.

H. E. Shelley of Travis county.

##### INSPECTORS OF PENITENTIARIES.

T. S. Cavin of Harrison county.

T. H. Spooner of Gonzales county.

##### BOARD OF MANAGERS, NORTH TEXAS INSANE ASYLUM.

J. L. Terrell of Kaufman county.

J. S. Grinnan of Kaufman county.

F. D. Thompson of Tarrant county.

M. G. Goss of Kaufman county.

B. S. Gill of Kaufman county.

##### BOARD OF MANAGERS, CONFEDERATE HOME.

E. P. Raynolds of Hays county.

Walter H. Caldwell of Travis county.

D. S. Chessher, Sr., of Williamson county.

A. W. McIver of Burleson county.

J. B. Rogers of Travis county.

The following executive message was received:

EXECUTIVE OFFICE,  
STATE OF TEXAS,  
Austin, January 30, 1899.

*To the Senate.*

I hereby withdraw the name of Charles DeLafosse for appointment as a member of the Board of the State Orphan's Home, and in lieu thereof ask your advice and consent to the appointment of W. D. Haney of Navarro county, as a member of such Board.

Yours truly,  
JOSEPH D. SAYERS,  
Governor.

On motion of Senator Greer the Senate again went into Executive Session to dispose of executive business.

#### AFTER EXECUTIVE SESSION (2).

In Executive Session (2) the following confirmations were made:

##### BOARD OF MANAGERS, COLORED DEAF AND DUMB ASYLUM.

T. W. Folts of Travis county.

S. K. Morley of Travis county.

Henry Faulk of Travis county.

John W. Brady of Travis county.

V. L. Brooks of Travis county.

##### BOARD OF MANAGERS, STATE REFORMATORY AT GATESVILLE.

W. H. Belcher of Coryell county.

O. F. Wells of Coryell county.

W. C. O'Bryan of McLennan county.

##### BOARD OF MANAGERS, ORPHAN'S HOME.

Jink Evans of Navarro county.

S. W. Johnson of Navarro county.

Joel Hayden of Navarro county.

W. D. Haney of Navarro county.

R. H. Daniels of Navarro county.

##### BOARD OF MANAGERS, SOUTHWESTERN INSANE ASYLUM.

T. D. Cobbs of Bexar county.

Edwin Chamberlain of Bexar county.

Homer Eads of Bexar county.

T. L. Conroy of Bexar county.

J. F. Onion of Bexar county.

Pending business being Senate bill No. 79, (see caption above.)

Bill ordered engrossed.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Lewis.
Burns.	Linn.
Davidson.	Lloyd.
Dibrell.	McGee.
Goss.	Miller.
Gough.	Morriss.
Greer.	Potter.
Grinnan.	Ross.
James.	Turney.
Johnson.	Wayland.
Kerr.	

Absent.

Hanger.	Stafford.
Lewis.	Stone.
Neal.	Terrell.
Odell.	Yantis.
Sebastian.	Yett.

Absent—Excused.

Patterson.

Bill read third time and passed by following vote:

Yeas—21.

Atlee.	Greer.
Burns.	Grinnan.
Davidson.	James.
Dibrell.	Johnson.
Goss.	Kerr.
Gough.	Lewis.

Lloyd.	Potter.
McGee.	Ross.
Miller.	Turney.
Morriss.	Wayland.

Absent.

Hanger.	Stafford.
Lewis.	Stone.
Neal.	Terrell.
Odell.	Yantis.
Sebastian.	Yett.

Absent—Excused.

Patterson.

#### BILLS ON THIRD READING.

The Chair laid before the Senate,  
Senate bill No. 29, A bill to be entitled  
"An Act to provide for jointly suing  
common carriers."

Bill read third time and passed.

The Chair laid before the Senate,  
Senate bill No. 12, A bill to be entitled  
"An Act in relation to the taking of the  
depositions of the Commissioner of the  
General Land Office,"

And on motion of Senator Ross fur-  
ther action was postponed until after  
disposition of special orders tomorrow.

#### BILLS ON SECOND READING.

On motion of Senator Lewis the regu-  
lar order was suspended, and the Chair  
laid before the Senate,

Senate bill No. 35, A bill to be entitled  
"An Act requiring the county commis-  
sioners court of any county in the State  
to submit propositions for the issuance  
of bonds to a vote of the qualified tax  
payers of such county."

The following committee amendment  
was adopted:

"Provided, That this act shall not ap-  
ply to any bond issue when for a sum  
less than two thousand dollars, when is-  
sued for the purpose of repairing build-  
ings or structures for the building of  
which bonds are allowed to be issued."

By Senator Goss:

Amend the committee amendment by  
striking out "two thousand" and insert-  
ing "five thousand."

Lost.

By Senator Miller:

Amend by inserting after the word  
"county," in line 12, Section 1, the  
words "or the city council of any incor-  
porated town or city."

And amend by adding in line 15, Sec-  
tion 1, after the word "county," "incor-  
porated town or city."

And amend Section 3, in line 26, by  
adding after the word "court" or city  
council of said "incorporated town or  
city."

And amend by adding: "Section 5.  
All sections of any special charter for  
any city in conflict with the terms of this  
bill are hereby expressly repealed."

Adopted.

By Senator James:

Amend line 15 by striking out the  
word "property" after the word "are,"  
and in line 16 by striking out the word  
"property" after the word "qualified,"  
and in line 19 by striking out the word  
"property" after the word "said."

Lost.

By Senator Atlee.

Add to Section 4: "Or to replace any  
public building or structure destroyed by  
fire, or other public calamity; provided,  
the bonds issued to replace such building  
or structure shall not exceed the value  
of that destroyed."

Lost.

By Senator Greer:

Amend by adding to Section 1, line 21,  
page 1, the following: "Provided, that  
this act shall not be construed to au-  
thorize and render valid bonds without  
being first submitted to the Attorney-  
General and certified to by him as now  
required by law."

Adopted.

By Senator Miller:

Amend line 7 by adding after the  
word "county" the words "incorporated  
city or town," and to add after the word  
"county," in line 9, the words "incor-  
porated city or town," and to repeal the  
provisions of all city charters in conflict  
herewith.

Adopted.

By Senator Linn:

Amend by adding after the word "in-  
terest," in line 25, the following: "And  
all voters desiring to support the propo-  
sition to issue bonds shall have printed  
upon their ballot the words, "For the  
issuance of bonds," and those opposed to  
the issuance shall have printed upon  
their ballot the words, "Against the is-  
suance of bonds."

Adopted.

Senator Johnson moved to postpone  
further consideration of the bill until  
after the morning call tomorrow.

Lost.

By Senator Atlee:

"Section 5. All laws and parts of  
laws in conflict with the provisions of  
this act be and the same are hereby re-  
pealed."

Adopted.

Bill as amended ordered engrossed.

## HOUSE MESSAGE.

Hall of the House of Representatives.  
Austin, Texas, Jan. 30, 1899.

*Hon. Jas. N. Browning, President of the Senate.*

I am directed by the House to inform the Senate of the passage of the following bill:

House bill No. 118, "An Act to amend Article 2801 of Chapter 1, Title LII, Revised Civil Statutes of 1895, relating to the office of Secretary of State and requiring Secretary of State to execute a bond."

Also House Concurrent Resolution No. 16, relating to making the Cypress river navigable for the purpose of cheapening freight rates in that section of the State.

Also House bill No. 140, "An Act to transfer Sabine county from the district school system to the community system."

Also Substitute House bill No. 54, "An Act to repeal Article 492 of Chapter 2, of Title XIII, of the Penal Code of the State of Texas, and to amend Article 491 of Chapter 2, of Title XIII, of the Penal Code of the State of Texas, and declaring an emergency."

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

## IN SENATE.

The Chair referred the following House bills and resolutions:

House Concurrent Resolution No. 16, to Committee on Federal Relations.

Substitute House bill No. 54, to Judiciary Committee No. 2.

House bill No. 18 to Committee on State Affairs.

House bill No. 140, to Committee on Education.

On motion of Senator Potter the Senate adjourned until 10 o'clock tomorrow morning.

## SIXTEENTH DAY.

Senate Chamber,

Austin, Texas, Tuesday, Jan. 31, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Greer.
Burns.	Grinnan.
Davidson.	James.
Dibrell.	Johnson.
Ross.	Kerr.
Gough.	Linn.

Lloyd.  
McGee.  
Miller.  
Morris.  
Neal.  
Odell.  
Potter.

Ross.  
Sebastian.  
Stafford.  
Stone.  
Turney.  
Wayland.

Absent.

Hanger.  
Lewis.  
Terrell.  
Yantis.  
Yett.

Absent—Excused.

Patterson.

Prayer by the Chaplain, Rev. Dr. Denson.

Pending the reading of the Journal of yesterday,

On motion of Senator Greer, the same was dispensed with.

## EXCUSED.

On motion of Senator Gough, Senator Neal was excused for non-attendance on yesterday on account of important business.

On motion of Senator Dibrell, Senator Stafford was excused for non-attendance on yesterday on account of important business.

On motion of Senator Linn, Senator Hanger was excused indefinitely on account of sickness in his family.

On motion of Senator Wayland, Senator Yett was excused for yesterday and today on account of important business.

On motion of Senator Grinnan, Page Bruce Sherrill was excused for yesterday and today on account of sickness.

## COMMITTEE REPORTS.

Committee Room,  
Austin, Texas, Jan. 27, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 8, being "An Act to amend Article 1333 of the Revised Civil Statutes of Texas, relating to the submission of special issues to the jury,"

And find the same correctly engrossed.  
JAMES, Chairman.

Committee Room,  
Austin, Texas, Jan. 26, 1899.

*Hon. J. N. Browning, President of the Senate.*

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 5, being "An Act to amend Chapter 4, Title VII, of the Code